IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

THURSDAY, THE 20TH SEPTEMBER 2007 / 29TH BHADRA 1929

WP(C).No. 24384 of 2007(C)

PETITIONER:

KRISHNAN,
AMBALAPARAMB HOUSE, THIRUVAZHIYAD P.O.,
PALAKKAD.

BY ADV. SRI.K.ANAND

RESPONDENTS:
---

1. THE ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES, PALAKKAD.

2. THE NENMARA CO-OPERATIVE URBAN BANK LTD. NO.155, THIRUVAZHIYAD BRANCH, NENMARA, REP.BY ITS SECRETARY.

3. REGISTRAR OF CO-OPERATIVE SOCIETIES, THIRUVANANTHAPURAM.

R1&3 BY G.P. SRI.C.K.GOVINDAN
R2 BY BY ADV. RRI.K.MOHANAKANNAN
SMT.A.R.PRAVITHA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 20/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

P1: TRUE COPY OF RELEVANT PAGES OF THE PASSBOOK.

P2: TRUE COPY OF THE NOTICE CEP NO.389/03 DT.18.9.2006.

RESPONDENT'S EXHIBITS:

R2(a): TRUE COPY OF THE AWARD DT.8.1.2002 IN ARC NO.4554/2001 ON THE FILE OF THE ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES.

TRUE COPY

PA TO JUDGE

C.N.RAMACHANDRAN NAIR, J.

.....

W.P.(C) No.24384 of 2007

.....

Dated this the 20th day of September, 2007.

JUDGMENT

Heard counsel for the petitioner and Standing Counsel appearing for 2nd respondent. Since petitioner has paid Rs.12,000/- out of Rs.62,000/- and in view of the undertaking to clear the arrears in instalments, W.P. is disposed of granting ten equal monthly instalments to the petitioner to clear the balance liability, first of which will be paid on or before 10.10.2007 and the balance on or before the 10th day of nine succeeding months. Recovery proceedings will be kept in abeyance for payment as above and in the event of default in payment of any instalment, the instalment facility will stand vacated and respondents will recover the entire amount.

C.N.RAMACHANDRAN NAIR
Judge

pms